

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S2775–S2818

Measures Introduced: Sixteen bills and three resolutions were introduced, as follows: S. 758–773, S.J. Res. 13, and S. Res. 102–103. **Pages S2797–98**

Measures Passed:

District of Columbia Chief Financial Officer Vacancy Act: Senate passed H.R. 1246, to amend the District of Columbia Home Rule Act to provide that the District of Columbia Treasurer or one of the Deputy Chief Financial Officers of the Office of the Chief Financial Officer of the District of Columbia may perform the functions and duties of the Office in an acting capacity if there is a vacancy in the Office. **Page S2817**

Authorize Representation in the Case of Steve Schonberg v. Senator Mitch McConnell: Senate agreed to S. Res. 103, to authorize representation by the Senate Legal Counsel in the case of Steve Schonberg v. Senator Mitch McConnell, et al. **Page S2817**

Measures Considered:

Safe Communities, Safe Schools Act: Senate continued consideration of S. 649, to ensure that all individuals who should be prohibited from buying a firearm are listed in the national instant criminal background check system and require a background check for every firearm sale, taking action on the following amendments proposed thereto: **Pages S2777–82**
Adopted:

By 67 yeas to 30 nays (Vote No. 104), Barrasso Amendment No. 717, to withhold 5 percent of Community Oriented Policing Services program Federal funding from States and local governments that release sensitive and confidential information on law-abiding gun owners and victims of domestic violence. (A unanimous-consent agreement was reached providing that the amendment, having achieved 60 affirmatives votes, be agreed to.) **Pages S2777, S2780–81**

By 95 yeas to 2 nays (Vote No. 105), Harkin Amendment No. 730, to reauthorize and improve programs related to mental health and substance use

disorders. (A unanimous-consent agreement was reached providing that the amendment, having achieved 60 affirmatives votes, be agreed to.) **Pages S2777, S2781**

Marketplace Fairness Act—Cloture: Senate began consideration of the motion to proceed to consideration of S. 743, to restore States' sovereign rights to enforce State and local sales and use tax laws. **Pages S2785–92**

A motion was entered to close further debate on the motion to proceed to consideration of the bill, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Thursday, April 18, 2013, a vote on cloture will occur at 5:30 p.m. on Monday, April 22, 2013. **Page S2785**

A unanimous-consent agreement was reached providing that at 5:30 p.m. on Monday, April 22, 2013, Senate resume consideration of the motion to proceed to consideration of the bill. **Page S2792**

Kelly Nomination—Agreement: A unanimous-consent-time agreement was reached providing that at a time to be determined by the Majority Leader, in consultation with the Republican Leader, Senate begin consideration of the nomination of Jane Kelly, of Iowa, to be United States Circuit Judge for the Eighth Circuit, that there be 30 minutes for debate equally divided in the usual form; that upon the use or yielding back of time, Senate vote without intervening action or debate on confirmation of the nomination; and that no further motions be in order to the nomination. **Page S2817**

Nominations Confirmed: Senate confirmed the following nominations:

By a unanimous vote of 94 yeas (Vote No. EX. 106), Derrick Kahala Watson, of Hawaii, to be United States District Judge for the District of Hawaii. **Pages S2782–84, S2817**

Analisa Torres, of New York, to be United States District Judge for the Southern District of New York. **Pages S2782–84, S2818**

Frederick Vollrath, of Virginia, to be an Assistant Secretary of Defense.

Eric K. Fanning, of the District of Columbia, to be Under Secretary of the Air Force.

9 Air Force nominations in the rank of general.
 30 Army nominations in the rank of general.
 5 Marine Corps nominations in the rank of general.
 2 Navy nominations in the rank of admiral.
 Routine lists in the Air Force, Army, Foreign Service, Marine Corps, and Navy.

Pages S2815–17, S2817–18

Nominations Received: Senate received the following nominations:

Ben S. Bernanke, of New Jersey, to be United States Alternate Governor of the International Monetary Fund for a term of five years.

Avril D. Haines, of New York, to be Legal Adviser of the Department of State.

Henry J. Aaron, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2014.

Henry J. Aaron, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2020.

Andrea Levere, of Maryland, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Gloria Valencia-Weber, of New Mexico, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014.

A routine list in the Army. **Page S2817**

Messages from the House: **Page S2795**

Executive Communications: **Pages S2795–97**

Executive Reports of Committees: **Page S2797**

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Statements on Introduced Bills/Resolutions:
Pages S2799–S2806

Additional Statements: **Page S2794**

Amendments Submitted: **Pages S2806–14**

Notices of Hearings/Meetings: **Page S2814**

Authorities for Committees to Meet:
Pages S2814–15

Record Votes: Three record votes were taken today. (Total—106) **Pages S2781, S2784**

Adjournment: Senate convened at 9:30 a.m. and adjourned at 5:50 p.m., until 2 p.m. on Monday, April 22, 2013. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2817.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS: FEDERAL AVIATION ADMINISTRATION

Committee on Appropriations: Subcommittee on Transportation, Housing and Urban Development, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2014 for the Federal Aviation Administration, after receiving testimony from Michael P. Huerta, Administrator, Federal Aviation Administration, and Calvin L. Scovel III, Inspector General, both of the Department of Transportation.

APPROPRIATIONS: FOOD AND DRUG ADMINISTRATION

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2014 for the Food and Drug Administration, after receiving testimony from Margaret Hamburg, Commissioner of Food and Drugs, Food and Drug Administration, Department of Health and Human Services.

APPROPRIATIONS: DEPARTMENT OF VETERANS AFFAIRS

Committee on Appropriations: Subcommittee on Military Construction and Veterans Affairs, and Related Agencies concluded a hearing to examine proposed budget estimates for fiscal year 2014 for the Department of Veterans Affairs, after receiving testimony from Eric K. Shinseki, Secretary, Robert A. Petzel, Under Secretary for Health, Allison Hickey, Under Secretary for Benefits, W. Todd Grams, Executive in Charge for the Office of Management and Chief Financial Officer, Steve L. Muro, Under Secretary for Memorial Affairs, Stephen Warren, Acting Assistant Secretary for Information and Technology, Richard J. Griffin, Deputy Inspector General, John D. Daigh, Jr., Assistant Inspector General for Healthcare Inspections, and Linda A. Halliday, Assistant Inspector General for Audits and Evaluations, all of the Department of Veterans Affairs.

APPROPRIATIONS: DEPARTMENT OF STATE AND FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee on State, Foreign Operations, and Related Programs concluded a hearing to examine proposed budget estimates for fiscal year 2014 for the Department of State and Foreign Operations, after receiving testimony from John F. Kerry, Secretary of State.

THREATS TO NATIONAL SECURITY OF THE UNITED STATES

Committee on Armed Services: Committee concluded a hearing to examine the current and future worldwide threats to the national security of the United States, after receiving testimony from James R. Clapper, Jr., Director of National Intelligence; and Lieutenant General Michael T. Flynn, USA, Director, Defense Intelligence Agency, Department of Defense.

DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

Committee on Armed Services: Subcommittee on Emerging Threats and Capabilities concluded a hearing to examine the role of the Department of Defense science and technology enterprise for innovation and affordability in review of the Defense Authorization Request for fiscal year 2014 and the Future Years Defense Program, after receiving testimony from Alan R. Shaffer, Acting Assistant Secretary for Defense Research and Engineering, Arati Prabhakar, Director, Defense Advanced Research Projects Agency, Mary J. Miller, Deputy Assistant Secretary of the Army for Research and Technology, Mary E. Lacey, Deputy Assistant Secretary of the Navy for Research, Development, Test, and Evaluation, and David E. Walker, Deputy Assistant Secretary of the Air Force for Science, Technology and Engineering, all of the Department of Defense.

DEFENSE AUTHORIZATION REQUEST AND FUTURE YEARS DEFENSE PROGRAM

Committee on Armed Services: Subcommittee on Readiness and Management Support concluded a hearing to examine the current readiness of U.S. forces in review of the Defense Authorization Request for fiscal year 2014 and the Future Years Defense Program, after receiving testimony from General John F. Campbell, Vice Chief of Staff, United States Army, Admiral Mark Ferguson, Vice Chief of Naval Operations, General John M. Paxton, Jr., Assistant Commandant of the Marine Corps, and General Larry O. Spencer, Vice Chief of Staff of the Air Force, all of the Department of Defense.

FEDERAL HOUSING FINANCE AGENCY

Committee on Banking, Housing, and Urban Affairs: Committee concluded an oversight hearing to examine the Federal Housing Finance Agency, focusing on evaluating the Federal Housing Finance Agency as regulator and conservator, after receiving testi-

mony from Edward J. DeMarco, Acting Director, and Steve A. Linick, Inspector General, both of the Federal Housing Finance Agency.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the nomination of Ernest J. Moniz, of Massachusetts, to be Secretary of Energy.

DEPARTMENT OF ENERGY BUDGET

Committee on Energy and Natural Resources: Committee concluded a hearing to examine the President's proposed budget request for fiscal year 2014 for the Department of Energy, after receiving testimony from Daniel B. Poneman, Deputy Secretary of Energy.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported proposed resolutions relating to the General Services Administration.

INTERNATIONAL AFFAIRS BUDGET

Committee on Foreign Relations: Committee concluded a hearing to examine national security and foreign policy priorities in the fiscal year 2014 International Affairs budget, after receiving testimony from John F. Kerry, Secretary of State.

NOMINATION

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine the nomination of Thomas Edward Perez, of Maryland, to be Secretary of Labor, after the nominee, who was introduced by Senators Mikulski and Cardin, testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Gregory Alan Phillips, of Wyoming, to be United States Circuit Judge for the Tenth Circuit, and Karol Virginia Mason, of Georgia, to be an Assistant Attorney General, Department of Justice.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 47 public bills, H.R. 1613–1659; and 6 resolutions, H. Con. Res. 32–34 and H. Res. 169–171, were introduced. **Pages H2156–59**

Additional Cosponsors: **Page H2161**

Report Filed: A report was filed today as follows:

H.R. 527, to amend the Helium Act to complete the privatization of the Federal helium reserve in a competitive market fashion that ensures stability in the helium markets while protecting the interests of American taxpayers, and for other purposes, with an amendment (H. Rept. 113–42). **Page H2156**

Speaker: Read a letter from the Speaker wherein he appointed Representative Denham to act as Speaker pro tempore for today. **Page H2127**

Chaplain: The prayer was offered by the guest chaplain, Minister Yolanda Adams, Bay Area Baptist Church, Houston, TX. **Page H2127**

Journal: The House agreed to the Speaker's approval of the Journal by voice vote. **Pages H2127, H2145**

Order of Procedure: Agreed by unanimous consent that, during further consideration of H.R. 624 in the Committee of the Whole and pursuant to the provisions of H. Res. 164, amendment numbered 13 offered by Representative McCaul be modified in the form that was placed at the desk. **Page H2130**

Recess: The House recessed at 11:27 a.m. and reconvened at 11:45 a.m. **Pages H2139–40**

Moment of Silence: The House observed a moment of silence in honor of the victims of the explosion in West, Texas on April 17, 2013. **Page H2140**

Cyber Intelligence Sharing and Protection Act: The House passed H.R. 624, to provide for the sharing of certain cyber threat intelligence and cyber threat information between the intelligence community and cybersecurity entities, by a yea-and-nay vote of 288 yeas to 127 nays, Roll No. 117. Consideration of the measure began yesterday, April 17th. **Pages H2130–39, H2140–45**

Rejected the Perlmutter motion to recommit the bill to the Permanent Select Committee on Intelligence with instructions to report the same back to the House forthwith with amendments, by a recorded vote of 189 ayes to 224 noes, Roll No. 116. **Pages H2142–44**

Agreed to:

Loretta Sanchez amendment (No. 8 printed in H. Rept. 113–41), as modified, that inserts language

that would include the Privacy Officer and the Officer for Civil Rights and Civil Liberties of the Department of Homeland Security in issuing a report on assessing the privacy and civil liberties impact of this bill; **Pages H2131–32**

Paulsen amendment (No. 10 printed in H. Rept. 113–41) that establishes the sense of Congress that international cooperation should be encouraged where possible in regards to cyber security; **Pages H2133–34**

Barton amendment (No. 11 printed in H. Rept. 113–41) that clarifies that companies sharing cyber threat information with other companies cannot treat this sharing relationship as a loophole to sell a consumer's personal information for a marketing purpose; **Pages H2134–35**

Jackson Lee amendment (No. 12 printed in H. Rept. 113–41) that clarifies that cyber security service providers need only provide information about cyber security incidents if they pose a threat to the government's information and protects individuals' private data from being accessed by the government solely because it is stored by a company that provides information services to a government agency; **Pages H2135–36**

Sinema amendment (No. 7 printed in H. Rept. 113–41) that adds the Inspector General (IG) of DHS to the omnibus IG reporting requirement; adds the DHS IG to rest of the group responsible for submitting an annual report to Congress; and adds the House Committee on Homeland Security and the Senate Committee on Homeland Security and Governmental Affairs to the recipients of the report (by a recorded vote of 411 ayes with none voting "no", Roll No. 113); **Pages H2130–31, H2140**

LaMalfa amendment (No. 9 printed in H. Rept. 113–41) that makes clear that nothing in this bill authorizes the government to target a US person for surveillance (by a recorded vote of 413 ayes with none voting "no", Roll No. 114); and **Pages H2132–33, H2141**

McCaul amendment (No. 13 as though printed as the last amendment in H. Rept. 113–41), as modified, that establishes a primary point of receipt in the Federal Government for cyber threat information sharing at the Department of Homeland Security (by a recorded vote of 409 ayes to 5 noes, Roll No. 115). **Pages H2136–39, H2141–42**

Agreed that the Clerk be authorized to make technical and conforming changes to reflect the actions of the House. **Page H2145**

H. Res. 164, the rule providing for consideration of the bill, was agreed to yesterday, April 17th.

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 11 a.m. tomorrow; and when the House adjourns on that day, it adjourn to meet at 12 noon on Tuesday, April 23rd.

Page H2146

Commission to Eliminate Child Abuse and Neglect Fatalities—Appointment: The Chair announced the Speaker's appointment of the following individuals on the part of the House to the Commission to Eliminate Child Abuse and Neglect Fatalities: Ms. Susan Dreyfus of Milwaukee, WI and Ms. Cassie Statuto Bevan of Derwood, MD.

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Senate Message: Message received from the Senate by the Clerk and subsequently presented to the House today appears on page H2120.

Senate Referral: S. Con. Res. 5 was referred to the Committee on the Judiciary.

Page H2155

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of today and appear on pages H2140, H2141, H2141–42, H2143–44, and H2144. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 2:56 p.m.

Committee Meetings

APPROPRIATIONS—FISH AND WILDLIFE SERVICE

Committee on Appropriations: Subcommittee on Interior, Environment, and Related Agencies held a hearing on the Fish and Wildlife Service. Testimony was heard from Dan Ashe, Director, Fish and Wildlife Service.

APPROPRIATIONS—USDA MARKETING AND REGULATORY PROGRAMS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, FDA and Related Agencies held a hearing on USDA Marketing and Regulatory Programs. Testimony was heard from the following officials from the Department of Agriculture: Ed Avalos, Under Secretary, Marketing and Regulator Programs; Kevin Shea, Acting Administrator, Animal and Plant Health Inspection Service; Dave Shipman, Administrator, Agriculture Marketing Service; Larry Mitchell, Administrator, Grain Inspection, Packers and Stockyards Administration; and Michael Young, Budget Officer.

APPROPRIATIONS—CENTRAL COMMAND/INTERNATIONAL SECURITY ASSISTANCE FORCE

Committee on Appropriations: Subcommittee on Defense held a hearing on Central Command/International Security Assistance Force. This was a closed hearing.

APPROPRIATIONS—DEPARTMENT OF VETERANS AFFAIRS

Committee on Appropriations: Subcommittee on Military Construction and Veterans Affairs held a hearing on Department of Veterans Affairs Budget. Testimony was heard from the following officials from the Department of Veterans Affairs: Eric K. Shinseki, Secretary; Robert A. Patzel, MD., Under Secretary for Health; Allison Hickey, Under Secretary for Benefits; W. Todd Grams, Executive in Charge, Office of Management, Chief Financial Officer; Steve L. Muro, Under Secretary, Memorial Affairs; and Stephen Warren, Acting Assistant Secretary, Information and Technology.

APPROPRIATIONS—DEPARTMENT OF JUSTICE

Committee on Appropriations: Subcommittee on Commerce, Justice, and Science, and Related Agencies held a hearing on Department of Justice Budget Request. Testimony was heard from Eric Holder, Attorney General Department of Justice.

FINANCIAL REVIEW OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND ITS FY 2014 BUDGET

Committee on Energy and Commerce: Subcommittee on Health held a hearing entitled "A Financial Review of the Department of Health and Human Services and Its FY 2014 Budget". Testimony was heard from Kathleen Sebelius, Secretary, Department of Health and Human Services.

GLOBAL INVESTMENT IN AMERICAN JOBS ACT OF 2013

Committee on Energy and Commerce: Subcommittee on Commerce, Manufacturing, and Trade held a hearing on discussion draft of the "Global Investment in American Jobs Act of 2013". Testimony was heard from Francisco J. Sanchez, Undersecretary of Commerce for International Trade, Department of Commerce; and public witnesses.

TIER RANKINGS IN THE FIGHT AGAINST HUMAN TRAFFICKING

Committee on Foreign Affairs: Subcommittee on Africa, Global Health, Global Human Rights, and International Organizations held a hearing entitled "Tier Rankings in the Fight Against Human Trafficking". Testimony was heard from public witnesses.

PRESIDENT'S FY 2014 BUDGET REQUEST FOR THE DEPARTMENT OF HOMELAND SECURITY

Committee on Homeland Security: Full Committee held a hearing entitled "The President's FY 2014 Budget Request for the Department of Homeland Security". Testimony was heard from Janet Napolitano, Secretary, Department of Homeland Security.

PRIVATE PROPERTY RIGHTS PROTECTION ACT

Committee on the Judiciary: Subcommittee on Constitution and Civil Justice held a hearing entitled "Private Property Rights Protection Act". Testimony was heard from public witnesses.

2014 BUDGET REQUEST—NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, COUNCIL ON ENVIRONMENTAL QUALITY, OFFICE OF INSULAR AFFAIRS, AND U.S. FISH AND WILDLIFE SERVICE

Committee on Natural Resources: Subcommittee on Fisheries, Wildlife, Oceans and Insular Affairs held a hearing entitled "Spending for the National Oceanic and Atmospheric Administration, the Council on Environmental Quality, the Office of Insular Affairs, the U.S. Fish and Wildlife Service, and the President's Fiscal Year 2014 Budget Request for these Agencies". Testimony was heard from Nancy H. Sutley, Chair, Council on Environmental Quality; Kathleen Sullivan, Acting Under Secretary of Commerce for Oceans and Atmosphere and NOAA Administrator, National Oceanic and Atmospheric Administration; Stephen D. Guertin, Deputy Director, U.S. Fish and Wildlife Service; and Tom Bussanich, Director of Budget, Office of Insular Affairs.

LEGISLATIVE MEASURES

Committee on Natural Resources: Subcommittee on Public Lands and Environmental Regulation held a hearing on H.R. 657, the "Grazing Improvement Act"; H.R. 696, the "Lyon County Economic Development and Conservation Act"; H.R. 934, to amend the Wild and Scenic Rivers Act related to a segment of the Lower Merced River in California, and for other purposes; and H.R. 993, the "Fruit Heights Land Conveyance Act". Testimony was heard from Representatives Labrador, Horsford, and McClintock; Leslie A. C. Weldon, Deputy Chief, Forest Service, Department of Agriculture; Ned Farquhar, Deputy Assistant Secretary, Land and Mineral Management, Bureau of Land Management, Department of the Interior; Todd Stevenson, Mayor, City of Fruit Heights, UT; and Bryan Kelly, Director, Regulatory Affairs, Merced, CA, Irrigation District.

SEQUESTRATION OVERSIGHT: PRIORITIZING SECURITY OVER ADMINISTRATIVE COSTS AT TSA

Committee on Oversight and Government Reform: Subcommittee on National Security held a hearing entitled "Sequestration Oversight: Prioritizing Security over Administrative Costs at TSA". Testimony was heard from John Halinski, Deputy Administrator, Transportation Security Administration.

OVERVIEW OF THE FISCAL YEAR 2014 BUDGET PROPOSAL AT THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

Committee on Science, Space, and Technology: Subcommittee on Technology held a hearing entitled "An Overview of the Fiscal Year 2014 Budget Proposal at the National Institute of Standards and Technology". Testimony was heard from Patrick Gallagher, Under Secretary of Commerce for Standards and Technology; Director, National Institute of Standards and Technology.

INNOVATION AS A CATALYST FOR NEW JOBS

Committee on Small Business: Subcommittee on Economic Growth, Tax and Capital Access held a hearing entitled "Innovation as a Catalyst for New Jobs". Testimony was heard from public witnesses.

PRESIDENT'S AND OTHER BIPARTISAN ENTITLEMENT REFORM PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the President's and Other Bipartisan Entitlement Reform Proposals. Testimony was heard from Erica L. Groshen, Commissioner, Bureau of Labor Statistics, Department of Labor; Jeffrey Kling, Associate Director for Economic Analysis, Congressional Budget Office; Charles P. Blahous III, Trustee, Social Security and Medicare Boards of Trustees.

Joint Meetings

FEDERAL RESERVE MONETARY POLICY

Joint Economic Committee: Committee concluded a hearing to examine the Federal Reserve System at 100, focusing on monetary policy, after receiving testimony from John B. Taylor, Stanford University Hoover Institution, Stanford, California; and Adam S. Posen, Peterson Institute for International Economics, Washington, D.C.

**COMMITTEE MEETINGS FOR FRIDAY,
APRIL 19, 2013**

(Committee meetings are open unless otherwise indicated)

House

No hearings are scheduled.

Senate

Committee on the Judiciary: to hold hearings to examine comprehensive immigration reform legislation, 10 a.m., SH-216.

Next Meeting of the SENATE

2 p.m., Monday, April 22

Next Meeting of the HOUSE OF REPRESENTATIVES

11 a.m., Friday, April 19

Senate Chamber

Program for Monday: After the transaction of any morning business (not to extend beyond 5:30 p.m.), Senate will resume consideration of the motion to proceed to consideration of S. 743, Marketplace Fairness Act, and vote on the motion to invoke cloture on the motion to proceed to consideration of the bill at approximately 5:30 p.m.

House Chamber

Program for Friday: The House will meet in pro forma session at 11 a.m.

Extensions of Remarks, as inserted in this issue

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